

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q86499

Yoshikazu KAKURA, et al.

Appln. No.: 10/526,225

Group Art Unit: 2611

Confirmation No.: 6775

Examiner: Leon Viet Q NGUYEN

Filed: February 8, 2006

For: RADIO TRANSMITTER-RECEIVING APPARATUS AND RADIO TRANSMITTING-RECEIVING METHOD FOR ESTIMATING NOISE AND INTERFERENCE POWER IN RADIO TRANSMISSION USING CODE SPREAD

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98**

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. JP 2004-193670 A, published July 8, 2004
2. Hiroyasu Sato et al., "Multicarrier CDMA scheme which performs time and frequency spreading", Proceedings of the 2000 Institute of Electronics, Information and Communication Engineers Society Conference 1, September 7, 2000, pg. 378, B-5-90

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98
U.S. Appln. No.: 10/526,225

Attorney Docket No.: Q86499

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore the fee of \$180.00 under 37 C.F.R. § 1.17(p) is being remitted, and a Statement Under 37 C.F.R. § 1.97(e).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Japanese Office Action dated August 12, 2009 issued in a counterpart application citing such documents together with an English-language version of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office. Applicants notes that references JP 2003-046474 and JP 2003-046481 also cited in the attached Office Action were previously submitted with an IDS filed on March 1, 2005.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

/Howard L. Bernstein/

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: October 30, 2009

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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

/Howard L. Bernstein/

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